

IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr. Misc. No.17192 of 2008
NAGENDRA CHOUDHARY @ NAGO CHOUDHARY & ORS vs. STATE OF BIHAR

2 06.05.2008 Heard Counsel for the petitioners and the A.P.P.
representing the State.

In view of the fact that the petitioners about whom the allegation at best could amount to rendering support to Billa Choudhary, the main assailant who has given gun-shot injury on the person of Ganga Sagar Vishwakarma (informant) which also gets watered down by the place of occurrence as found by the Investigating Officer which turns out to be not the shop of the informant as stated by him in the First Information Report but in the SAHAN of Saudhgar Choudhary, the petitioner having been given no specific role of assault and having remained in custody for a period of 5-6 months, and also they have no criminal history, as well as that their case is quite distinguishable from Billa Choudhary, this Court is inclined to direct the release of petitioners, namely, Nagendra Choudhary @ Nago Choudhary, Shankar Choudhary and Ranjeet Choudhary on bail in Akbarpur Police Station Case No. 152 of 2007 on furnishing bail bond of Rs. 10,000/- with two sureties of the like amount each to the satisfaction of the Chief Judicial Magistrate, Nawada.

Anand

(Mihir Kumar Jha, J.)

